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STEPHAN JENKINS, an Individual;
BRADLEY HARGRAEAVES, an Individual;
STEPHAN JENKINS PUBLISHING, INC.;
3EB TOURING, INC.; AND
THIRD EYE BLIND, INC.

**UNITED STATES DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA**

ANTHONY FREDIANELLI,
Plaintiff,
v.
STEPHAN JENKINS, et al.,
Defendants.

Case No.: **C 11-03232 EMC**

**STIPULATION AND
[PROPOSED] ORDER
REGARDING FILING DATE ON
MOTIONS IN LIMINE (Modified)**

The Honorable Edward M. Chen

STEPHAN JENKINS, an Individual;
3EB TOURING, INC., a California
Corporation;
THIRD EYE BLIND, INC., a California
Corporation; and
STEPHAN JENKINS PRODUCTIONS,
INC., a California Corporation,
Defendant/Counterclaimants,
v.
ANTHONY FREDIANELLI, an
Individual,
Plaintiff/Counterdefendant.

This Court's February 2, 2013 First Amended Case Management and Pretrial Order for a Jury Trial ("Court Order") provides that Motions in Limine are to be served at least 32 days before the September 24, 2013 Final Pretrial Conference, or by August 23, and that oppositions to said Motions are to be served at least 25 days before said conference, or by August 30. The Court Order further provides that any Motions in Limine (both moving and opposition papers) are to be filed with the Court at least 21 days prior to the Final Pretrial Conference, or by September 3, 2013. Thus, in accordance with the Court Order, the Motions in Limine must be served no later than August 23, 2013 and filed no later than September 3, 2013.

Counsel for plaintiff and defendant have met and conferred with regard to multiple Pretrial Conference issues. Counsel have agreed to exchange proposed trial exhibits by August 26, 2013, which date is after the August 23, 2013 date to file Motions in Limine. The parties need until August 26 to exchange documents as there is a considerable volume of financial records to review in this case and analyze for purposes of determining what documents should be advanced as trial exhibits. The decision as to whether or not any Motions in Limine are going to be filed by the parties is dependent in large part upon the documents the parties intend to introduce. In light of the time frame in which the parties have agreed to exchange documents, the parties request that the Court modify its Court Order to provide that Motions in Limine (both moving papers and opposition papers) can be filed no later than September 10, 2013.

IT IS SO STIPULATED.

Dated: August 12, 2013. ABBEY, WEITZENBERG, WARREN & EMERY

By: /s/ Mitchell B. Greenberg
 Mitchell B. Greenberg,
 Attorneys for Defendants
 STEPHAN JENKINS, an Individual;
 BRADLEY HARGRAVES, an
 Individual; STEPHAN JENKINS
 PUBLISHING, INC.; 3EB TOURING, INC.;
 AND THIRD EYE BLIND, INC.

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Dated: August 12, 2013.

JOSEPH W. SINGLETON, ESQ.

By: /s/ Joseph W. Singleton

Joseph W. Singleton,
Attorneys for Plaintiff
ANTHONY FREDIANELLI

ATTESTATION OF CONCURRENCE

I, Mitchell Greenberg, as the ECF user and filer of this document, attest that, pursuant to General Order No. 45(X)(B), concurrence in the filing of this document has been obtained from the above signatories.

Dated: August 12, 2013

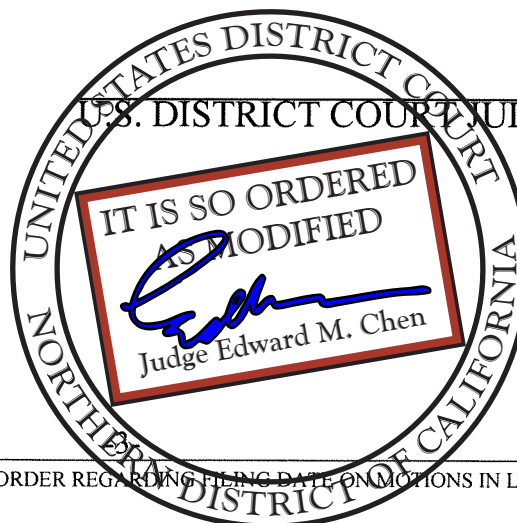
ABBEY, WEITZENBERG, WARREN & EMERY

By: /s/ Mitchell B. Greenberg

Mitchell B. Greenberg,
Attorneys for Defendants
STEPHAN JENKINS, an Individual;
BRADLEY HARGRAEAVES, an
Individual; STEPHAN JENKINS
PUBLISHING, INC.; 3EB
TOURING, INC.; AND
THIRD EYE BLIND, INC.

In accordance with the Stipulation above, **IT IS HEREBY ORDERED** **THAT** Motions in Limine in this case (both moving papers and oppositions together) may be filed with the Court no later that September 10, 2013.

Dated: 8/13, 2013.



CERTIFICATE OF SERVICE

I, Mitchell B. Greenberg, attorney of record for defendants Stephan Jenkins, Bradley Hargreaves, Third Eye Blind, Inc., 3EB Touring, Inc., and Stephan Jenkins Productions, Inc., do hereby certify that on August 12, 2013, I electronically filed the **“STIPULATION AND [PROPOSED] ORDER REGARDING FILING DATE ON MOTIONS IN LIMINE”** with the Clerk of the Court using the electronic case filing system, which will send notifications of this filing to all parties registered with the Court’s electronic case filing system.

Dated: August 12, 2013.

ABBey, WEITZENBERG, WARREN & EMERY

By: /s/ Mitchell B. Greenberg
Mitchell B. Greenberg
Attorneys for Defendants and Couterclaimants